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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE	:	
INVESTIGATION OF	:	
	:	FINAL DECISION AND ORDER
NEAL POLLACK, D.O.,	:	LS0703142MED
LICENSEE.	:	

[Division of Enforcement File # 04 MED 141]

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Neal H. Pollack, D.O.
3077 N. Mayfair Road, Suite 204
Wauwatosa, WI 53226

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Medical Examining Board
Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Medical Examining Board. The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Neal H. Pollack, D.O. was born on May 24, 1945, and is licensed to practice medicine and surgery in the state of Wisconsin pursuant to license number 19841. This license was first granted on April 27, 1976.
2. Dr. Pollack's office is located at 3077 N. Mayfair Road, Suite 204, Wauwatosa, Wisconsin 53226.
3. At all times relevant to this matter, Dr. Pollack was practicing in Wauwatosa, Wisconsin. Dr. Pollack is a neurologist with a concentration on pain management.
4. Patient L.H. was a male, born December 27, 1950, who suffered from chronic pain. In 1992, he had undergone fusion of L3, L4, and L5; in 2002, he had had his right knee replaced.
5. Patient L.H. was referred to Dr. Pollack for pain management by his primary care physician.
6. On five occasions between January 15, 2003, and July 22, 2003, in conjunction with exercise, mobilization, and medical treatment, Dr. Pollack performed nerve root block injections on Patient L.H. Dr. Pollack did not use radiographic guidance in performing the injections.
7. Dr. Pollack continued to treat Patient L.H. through October 29, 2003, and then referred him to an anesthesiologist for further evaluation and treatment.
8. Dr. Pollack has stopped performing nerve root block injections without radiographic guidance, and has agreed that he will not resume performing nerve root block injections without radiographic guidance.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. § 448.02(3), and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The Medical Examining Board considers that Dr. Pollack's agreement to permanently cease of the practice of performing nerve root block injections without radiographic guidance adequately protects the public health, safety and welfare.
2. The investigation of Dr. Pollack's practice, Division of Enforcement file number 04 MED 141, is hereby closed in consideration for Dr. Pollack's agreement to permanently cease of the practice of performing nerve root block injections without radiographic guidance.

Wisconsin Medical Examining Board

By: Gene Musser, MD
A Member of the Board

3/14/07
Date